

ANNUAL REPORT ON IMPLEMENTATION OF THE MOSCOW TREATY

2004



Prepared by:

The U.S. Department of State

**In response to
Condition 2(2) of the Resolution of Advice and Consent
To Ratification of the Treaty on Strategic Offensive Reductions
Of May 24, 2002**

MOSCOW TREATY ANNUAL IMPLEMENTATION REPORT

This Report is submitted in response to Condition (2) of the March 6, 2003, Resolution of Advice and Consent to Ratification of the Treaty Between the United States of America and the Russian Federation on Strategic Offensive Reductions (Moscow Treaty). The Moscow Treaty was signed at Moscow on May 24, 2002, and entered into force on June 1, 2003 upon exchange of the instruments of ratification. Condition (2) of the Resolution states: "Annual Implementation Report. - Not later than 60 days after exchange of instruments of ratification of the Treaty, and annually thereafter on April 15, the President shall submit to the Committee on Foreign Relations and the Committee on Armed Services of the Senate a report on implementation of the Treaty by the United States and the Russian Federation." On July 31, 2003, pursuant to Executive Order 13313, the President delegated to the Secretary of State the authority to submit this report to the Senate.

Condition (2) requires that the implementation report include the following:

(A) a listing of strategic nuclear weapons force levels of the United States, and a best estimate of the strategic nuclear weapons force levels of the Russian Federation, as of December 31 of the preceding calendar year;

(B) a detailed description, to the extent possible, of strategic offensive reductions planned by each party for the current calendar year;

(C) to the extent possible, the plans of each party for achieving by December 31, 2012, the strategic offensive reductions required by Article I of the Treaty;

(D) measures, including any verification or transparency measures, that have been taken or have been proposed by a party to assure each party of the other party's continued intent and ability to achieve by December 31, 2012, the strategic offensive reductions required by Article I of the Treaty;

(E) information relevant to implementation of this Treaty that has been learned as a result of Strategic Arms Reduction Treaty (START) verification

measures, and the status of consideration of extending the START verification regime beyond December 2009;

(F) any information, insufficiency of information, or other situation that may call into question the intent or the ability of either party to achieve by December 31, 2012, the strategic offensive reductions required by Article I of the Treaty; and

(G) any actions that have been taken or have been proposed by a party to address concerns listed pursuant to subparagraph (F) or to improve the implementation and effectiveness of the Treaty.

Much of the information requested in the Senate condition is classified for national security reasons. A classified version of this Report contains the complete information required by Conditions 2(A) through (G).

The Moscow Treaty both reflects and significantly contributes to the emergence of the new strategic relationship between the United States and Russia. The Treaty places upon the United States a legal obligation to implement fully its publicly announced plans to reduce to a level of 1700-2200 strategic nuclear warheads by December 31, 2012.

A. Listing of Strategic Nuclear Weapons Force Levels of the United States, and a Best Estimate of the Strategic Nuclear Weapons Force Levels of the Russian Federation, as of December 31 of the Preceding Calendar Year

The classified version of this Report contains the numbers of U.S. operationally deployed strategic nuclear warheads, by category of system, and estimated numbers of Russian Federation strategic nuclear warheads, as of December 31, 2003.

As noted in the Moscow Treaty Article-by-Article Analysis, in using the term “operationally deployed strategic nuclear warheads” the United States means reentry vehicles on ICBMs in their launchers, reentry vehicles on SLBMs in their launchers on board submarines, and nuclear armaments loaded on heavy bombers or stored in weapons storage areas of heavy bomber bases. A small number of spare strategic nuclear warheads (including spare ICBM warheads) are located at

heavy bomber bases and the United States does not consider these warheads to be operationally deployed strategic nuclear warheads.

The Treaty makes clear that the Parties need not implement their reductions in an identical manner. Russia, like the United States, may reduce its strategic nuclear warheads by any method it chooses. It could use "operationally deployed strategic nuclear warheads" or some other method. Moscow Treaty numbers are not comparable to START Treaty data due to the different counting approaches of the two treaties.

B. Detailed Description, To the Extent Possible, of Strategic Offensive Reductions Planned by Each Party for the Current Calendar Year

During the current year the United States plans to complete the deactivation of 17 additional Peacekeeper ICBMs. In addition, between January and April 2004 two more Trident SSBNs were taken out of strategic service and began the modification process to SSGNs.

The classified version of this Report describes the U.S. estimate of planned Russian strategic offensive reductions during 2004, based on information provided by the Russian government.

C. To the Extent Possible, the Plans of Each Party for Achieving by December 31, 2012, the Strategic Offensive Reductions Required by Article I of the Treaty

The U.S. plans for achieving by December 31, 2012, the strategic offensive reductions required by Article I of the Treaty involve, as the first planned step in reducing U.S. operationally deployed strategic nuclear warheads, retiring 50 Peacekeeper ICBMs, removing four Trident submarines from strategic service, and no longer maintaining the ability to return the B-1B heavy bomber to nuclear service. These steps are already underway (Peacekeeper deactivation) or completed (B-1B and Trident submarines). By FY06, at any given time, the United States will likely have two of the remaining 14 Trident SSBNs in overhaul. Those SSBNs in overhaul will not contain operationally deployed strategic nuclear warheads.

The United States plans to reduce its operationally deployed strategic nuclear warheads to 3500-4000 by 2007. Specific decisions about U.S. forces beyond 2007 have not been made. It is anticipated that reductions beyond 2007 will involve decreasing the number of operationally deployed strategic nuclear warheads on ballistic missiles and lowering the number of operationally deployed strategic nuclear warheads at heavy bomber bases. These plans, however, will be periodically assessed, and will evolve over time. We remain confident that we will meet Treaty obligations.

Information regarding Russian Federation plans for implementing Moscow Treaty reductions is contained in the classified version of this Report.

D. Measures, Including Any Verification or Transparency Measures, That Have Been Taken or Have Been Proposed by a Party to Assure Each Party of the Other Party's Continued Intent and Ability to Achieve by December 31, 2012, the Strategic Offensive Reductions Required by Article I of the Treaty

The Administration made clear to the Senate, both during ratification hearings on the Moscow Treaty and in written submissions, that the Moscow Treaty does not require a verification regime. The Administration judges that our national intelligence capabilities and knowledge gained from the START Treaty and other agreements will provide the foundation for providing transparency into Russia's implementation of its reductions. Moreover, the new strategic relationship between the United States and Russia is expected to result in increasing openness over the lifetime of the Treaty.

Article III of the Moscow Treaty establishes the Bilateral Implementation Commission (BIC) for purposes of implementing the Treaty. The BIC is the forum in which the United States and Russia discuss and exchange information on their respective Treaty implementation efforts. The Treaty requires that the BIC meet at least twice each year. The United States and Russia held the first meeting of the BIC on April 8-9, 2004 in Geneva. The work of the BIC is confidential.

The same day the Moscow Treaty was signed, May 24, 2002, Presidents Bush and Putin also issued the Joint Declaration on the New Strategic Relationship. That Declaration established the Consultative Group for Strategic Security (CGSS), chaired by the Foreign and Defense Ministers of the United States and Russia, as the principal mechanism through which the sides strengthen

mutual confidence, expand transparency, share information and plans, and discuss a broad range of strategic issues of mutual interest. The CGSS created three Working Groups. Among the groups established was Working Group One on Offensive Transparency. Since our last report, Working Group One met once, on November 13-14, 2003. The U.S. has sought in Working Group One to promote near-term transparency in the arena of offensive systems and to build confidence and a spirit of cooperation by presenting a positive long-term vision.

E. Information Relevant to Implementation of this Treaty That Has Been Learned as a Result of Strategic Arms Reduction Treaty (START) Verification Measures, and the Status of Consideration of Extending the START Verification Regime Beyond December 2009

START verification measures, complemented by other information, provide important data that will help us to understand how the Russian Federation is implementing the Moscow Treaty. A further discussion of this subject is contained in the classified Report.

The Administration has not yet considered the question of extending all or part of the START Treaty beyond its scheduled expiration in December 2009. As the United States and Russia implement the Moscow Treaty and the START Parties continue to implement START over the next few years, the United States will review this question and will determine the best course with respect to the question of extending START.

F. Statement as to Whether Any Information, Insufficiency of Information, or Other Situation Exists That May Call Into Question the Intent or the Ability of Either Party to Achieve by December 31, 2012, the Strategic Offensive Reductions Required by Article I of the Treaty

The United States has information, described in the classified version of this Report, which indicates Russia both intends and is able to achieve the reductions required under the Moscow Treaty by December 31, 2012. For its part, the United States is committed to fulfilling the Moscow Treaty reductions, and envisions no obstacles to its capability to do so.

G. Any Actions That Have Been Taken or Have Been Proposed by a Party to Address Concerns Listed Pursuant to Subparagraph (F) or to Improve the Implementation and Effectiveness of the Treaty

Neither Party has expressed concerns at this point about the intent or the ability of the other Party to comply with its obligations under the Treaty.